

**CERTIFICATE OF SERVICE**

I, Andrew W. Vail, an attorney, hereby certify that DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, MEMORANDUM OF LAW IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, DEFENDANTS' STATEMENT OF MATERIAL FACTS, and EXHIBITS IN SUPPORT filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on this 8th day of February 2006, as follows:

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